

CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

HUMANA INC.

(b) County of Residence of First Listed Plaintiff Jefferson County, KY
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Laura Mummert, Lowey Dannenberg, P.C.
100 Front St., Conshohocken, PA 19428, (215) 399-4770

DEFENDANTS

Actavis Elizabeth LLC, et al. (see Schedule A attached)

County of Residence of First Listed Defendant Union County, NJ
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question
(U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity
(Indicate Citizenship of Parties in Item III)

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)Click here for: [Nature of Suit Code Descriptions.](#)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input checked="" type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
15 U.S.C. § 1; 28 U.S.C. § 2201(a); 15 U.S.C. §26

Brief description of cause:

Conspiracy to fix generic drug prices, violating Clayton Act, Sherman Act, state consumer protection laws

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE Cynthia M. Rufe

DOCKET NUMBER 2:16-MD-02724

DATE

12/15/2020

SIGNATURE OF ATTORNEY OF RECORD

Laura Mummert

FOR OFFICE USE ONLY

RECEIPT # _____ AMOUNT _____ APPLYING IFP _____ JUDGE _____ MAG. JUDGE _____

SCHEDULE A

1. ACTAVIS ELIZABETH, LLC
200 Elmora Ave.,
Elizabeth, NJ 07207
2. ACTAVIS HOLDCO US, INC.
Morris Corporate Center III
400 Interpace Parkway
Parsippany, NJ 07054
3. ACTAVIS PHARMA, INC.
Morris Corporate Center III
400 Interpace Parkway
Parsippany, NJ 07054
4. ALVOGEN, INC.
10 Bloomfield Avenue
Pine Brook, NJ 07058
5. AMNEAL PHARMACEUTICALS, INC.
400 Crossing Boulevard, 3rd Floor
Bridgewater, NJ 08807
6. APOTEX CORP.
2400 N Commerce Pkwy,
Weston, FL 33326
7. ASCEND LABORATORIES, LLC
339 Jefferson Road
Parsippany, NJ 07054
8. AURABINDO PHARMA U.S.A. INC.
203 Windsor Center Dr.
East Windsor, NJ 08520
9. BAUSCH HEALTH AMERICAS, INC. F/K/A VALEANT PHARMACEUTICALS
INTERNATIONAL, INC.
400 Somerset Corporate Blvd.
Bridgewater, NJ 08807
10. BAUSCH HEALTH US, LLC F/K/A VALEANT PHARMACEUTICALS NORTH
AMERICA LLC
400 Somerset Corporate Blvd.
Bridgewater, NJ 08807
11. FOUGERA PHARMACEUTICALS INC.
60 Baylis Rd

Melville, NY 11747

12. GLENMARK PHARMACEUTICALS INC., USA
750 Corporate Dr,
Mahwah, NJ 07430
13. G&W LABORATORIES, INC.
111 Coolidge Street
South Plainfield, NJ 07080
14. HIKMA PHARMACEUTICALS USA INC. F/K/A WEST-WARD
PHARMACEUTICALS CORP.
246 Industrial Way West
Eatontown, NJ 07724
15. IMPAX LABORATORIES, LLC F/K/A IMPAX LABORATORIES, INC.
100 Somerset Corporate Blvd.
Bridgewater Township, NJ 08807
16. LANNETT COMPANY, INC.
13200 Townsend Road
Philadelphia, PA 19154
17. LUPIN PHARMACEUTICALS, INC.
111 South Calvert Street
Harborplace Tower, 21st Floor
Baltimore, MD 21202
18. MYLAN INC.
1000 Mylan Boulevard
Canonsburg, PA 15317
19. MYLAN NV.
Building 4
Trident Place
Mosquito Way
Hatfield
Hertfordshire AL 109UL United Kingdom
20. MYLAN PHARMACEUTICALS, INC.
781 Chestnut Ridge Road
Morgantown, WV 26505
21. PAR PHARMACEUTICAL, INC.
One Ram Ridge Road
Chestnut Ridge, NY 10977
22. PAR PHARMACEUTICAL COMPANIES, INC.

One Ram Ridge Road
Chestnut Ridge, NY 10977

23. PERRIGO COMPANY PLC
Treasury Building
Lower Grand Canal Street
Dublin, 2 Ireland
24. PERRIGO NEW YORK, INC.
1700 Bathgate Avenue
Bronx, NY 10457-5000
25. SANDOZ, INC.
100 College Road West
Princeton, NJ 08540
26. SUN PHARMACEUTICAL INDUSTRIES, INC.
1 Commerce Drive
Cranbury, NJ 08512
27. TARO PHARMACEUTICAL INDUSTRIES, LTD.
14 Hakitor Street, PO Box 10347
Haifa Bay, 2624761, Israel
28. TARO PHARMACEUTICALS USA, INC.
3 Skyline Drive
Hawthorne, NY 10532
29. TEVA PHARMACEUTICALS USA, INC.
1090 Horsham Road
North Wales, PA 19454
30. WOCKHARDT USA LLC.
20 Waterview Blvd., 3rd Floor
Parsippany, NJ 07054